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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA AT JUNEAU**

MYRNA I. JOHNSON,

Plaintiff,

vs.

FRED MEYER STORES, INC., and  
JAIME SAN MIGUEL,

Defendants

Case No. J-04-008 CV (RRB)

**AFFIDAVIT OF RHONDA COX**

STATE OF ALASKA

FIRST JUDICIAL DISTRICT

)  
) ss.  
)

RHONDA COX, being duly sworn upon oath, deposes and states:

1. I make this Affidavit in support of Myrna Johnson's Opposition to Motion for Summary Judgment.
2. On January 15, 2003 I was interviewed by the Alaska State Commission for Human Rights. A true and correct copy of that interview is attached to this Affidavit.

1 of 3

*Johnson, Myrna v Fred Meyers (03/18/2002) [23003].*  
AFFIDAVIT OF RHONDA COX  
J-04-008 CV (RRB)

**MJ Exhibit 46**      **Page 1 of 3**

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- 1           3.       The answers I made to the questions I was asked in that interview were true and
- 2               correct to the best of my knowledge and ability and are hereby incorporated by
- 3               reference in this Affidavit.
- 4           4.       When I was entered into employment with Fred Meyer I was never advised that
- 5               my employment was "at will" or that I could be fired for any reason, no reason
- 6               or even a bad reason. I always understood that if I did my job and worked hard,
- 7               I would have long-term job security.
- 8           5.       I have never heard anyone at Fred Meyer ever describe employment as being "at
- 9               will" or at the employer's exclusive discretion. Instead, I have always been told
- 10              and heard it say at work that if someone is not doing their job, that progressive
- 11              discipline will be utilized, including verbal warnings, written warnings and
- 12              finally some job action. Fred Meyer doesn't pay that well and the work is hard.
- 13              It would never attract employees and work them as hard as it does if they were
- 14              told that they could be fired for no reason or even a bad reason.
- 15           6.       Even when Fred Meyer employees have drug or alcohol problems which have
- 16               interfered with their work, the company policy is to use progressive discipline
- 17               and give them the opportunity to attend rehab. They always return to work if
- 18               they complete the rehab program.
- 19           7.       At one point while working for Fred Meyer, I was stalked by a young employee.
- 20               It went on for some time and made me very nervous. I informed security who
- 21               observed the behavior and assured me that something would be done as it was a
- 22               health and safety issue for me and other women. A week later this young man
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2 of 3

*Johnson, Myrna v Fred Meyers (03/18/2002) [23003].*  
AFFIDAVIT OF RHONDA COX  
J-04-008 CV (RRB)

*MJ Exhibit 46      Page 2 of 3*

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8. Jaime San Miguel is my current manager. Recoveries now are far worse than when Myrna Johnson was the Lead Assistant. As I do stock at nights, I have repeatedly asked Mr. San Miguel to do something about the recoveries. He does nothing and says if it wasn't for that poor work, my hours would be cut.

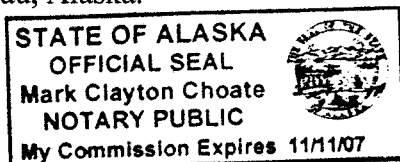
FURTHER, AFFIANT SAYETH NAUGHT.

DATED this 2nd day of September, 2006 at Juneau, Alaska.


Phonetic Code

Rhonda Cox

SUBSCRIBED AND SWORN TO before me this 2<sup>nd</sup> day of September, 2006 at Juneau, Alaska.



before me this 2<sup>nd</sup> day of September, 2006 at

  
\_\_\_\_\_  
Notary Public in and for the State of Alaska.

3 of 3

Johnson, Myrna v Fred Meyers (03/18/2002) [23003].  
AFFIDAVIT OF RHONDA COX  
J-04-008 CV (RRB)

*MJ Exhibit 46*      *Page 3 of 3*